

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF MISSISSIPPI
GREENVILLE DIVISION**

ESTATE OF MATTIE DAVIS, ET AL., **PLAINTIFFS,**
VS. **CIVIL ACTION NO. 4:05CV122-P-B**
MAGNOLIA HEALTHCARE, INC., ET AL., **DEFENDANTS**
AND
GULF UNDERWRITERS INSURANCE COMPANY, DEFENDANT/GARNISHEE.

CONSOLIDATED WITH

TOMMIE ROBERTS, **PLAINTIFF,**
VS. **CIVIL ACTION NO. 4:05CV149-P-B**
MAGNOLIA HEALTHCARE, INC., ET AL, **DEFENDANT**
AND
GULF UNDERWRITERS INSURANCE COMPANY, DEFENDANT/GARNISHEE.

FINAL JUDGMENT

In accordance with a Memorandum Opinion issued this day, **IT IS ORDERED AND ADJUDGED** that:

(1) Defendant Gulf Underwriters Insurance Company's Motion for Summary Judgment [31] is **GRANTED**; and

(2) Plaintiffs' cross-Motion for Summary Judgment [46] is **DENIED**; therefore,

(3) All of the plaintiffs' claims against Gulf Underwriters Insurance Company are hereby **DISMISSED WITH PREJUDICE**; and

(4) This case is **CLOSED**.

SO ORDERED this the 14th day of August, A.D., 2007.

/s/ W. Allen Pepper, Jr.

W. ALLEN PEPPER, JR.

UNITED STATES DISTRICT JUDGE